

## **SECTION B: REMARKS**

### **I. INTRODUCTION**

This Amendment is responsive to the Office Action dated January 27, 2004.

Claims 10-17 and 23-25, and 38-67 are pending in this application. Claims 10-17 and 23-25 and 38-51 are deemed to contain allowable subject matter. Claims 52-67 are presently subject to rejection.

The present communication is being timely filed. Please charge any necessary fees to Deposit Account No. 01-1960.

Claims 52 and 53 are rejected under 35 U.S.C. §102(b) as being anticipated by Newman (U.S. Pat. No. 5,837,913, hereinafter "Newman").

Claims 54-59 are rejected under 35 U.S.C. §103(a) as being unpatentable over Newman in view of Mapson.

Claims 62-67 are rejected under 35 U.S.C. 103(a) as being unpatentable over Newman in view of Mapson and Curtis.

Claims 60 and 61 are rejected under 35 U.S.C. 103(a) as being unpatentable over Newman in view of Gallagher.

### **II. AMENDMENTS TO ACCEPT ALLOWABLE SUBJECT MATTER**

Applicant again notes with appreciation the subject matter deemed allowable in Claims 10-17, 23-25 and 38-51. The amendments made herein are done so in conformity with the comments of the previous Office Action. This amendment, as further detailed below, seeks to simply accept allowed claims, adopt requirements as to form to non-allowed claims containing allowable subject matter, and cancel non-

allowable claims containing non-allowable subject matter without prejudice to the filing of any later divisional or reissue applications.

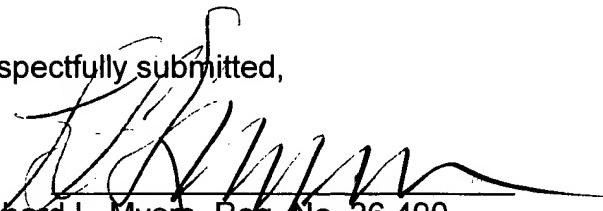
Specifically, Applicant has canceled Claims 52-67 herein, without prejudice.

Therefore, Claims 10-17, 23-25, and 38-51 remain pending in this case and all are in allowable form.

### III. SUMMARY

Based on the above amendments placing all claims in condition for allowance, Applicant respectfully requests a Notice of Allowance. Applicant encourages the Examiner to telephone the undersigned attorney if it appears that a telephone conference would facilitate allowance of the application

Respectfully submitted,

  
Richard L. Myers, Reg. No. 26,490

Attorney for Applicant

MYERS DAWES ANDRAS & SHERMAN, LLP

19900 MacArthur Blvd., Suite 1150

Irvine, CA 92612

Telephone: (949) 223-9600

Facsimile: (949) 223-9610

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 12 March 2004

  
Carolen Merkley